

2/2/04

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ABINGDON CALENDAR CALENDAR - FEBRUARY 4, 2004**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦ Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦ Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys: Debtors: Case Nos.: Trustees:

**9:30 A.M. - PRE-TRIAL CONFERENCES**

Fleenor MARY PARNELL 7-01-01102 Callahan/LM  
A/P 7-03-00199: Approve sale of interest of both estate & co-owner of property  
Wm E. Callahan Jr, Trustee (Callahan) v. Town of Narrows VA ( );  
Giles County VA( ); Charles E. Chambers( );  
Barry D. Chambers( ): Barbara Dalton( ) &  
Debtor (Fleenor)

**10:00 A.M. - MISCELLANEOUS**

Carroll DOUGLAS & VICTORIA REDMOND 7-03-04822 Callahan/SJ  
Motion of Trustee to dismiss or extend deadline to object to discharge, filed 1/9; d/e # 11

McDaniel RAYMOND & TONYA MITCHELL-ch7 7-03-04862 Callahan/SJ  
Motion of Trustee to dismiss or extend deadline for objecting to discharge, filed 1/9; d/e  
#11

Carmody WILLIAM & MARGARET ENLOW-ch7 7-01-02022 Callahan/SJ  
Motion of Trustee for compensation of Trustee filed 1/5; d/e # 100

Motion of Trustee for Compensation of Attorney LeClair Ryan filed 1/5; d/e # 103

**10:00 A.M. - MISCELLANEOUS**

Kelly	BENJAMIN BURRELL	7-03-04796	Callahan/JJ
	Motion of trustee to extend discharge & time to file complaints objecting to discharge for 60 days after appearance of debtors at creditor's meeting filed 1/9; d/e #13		

Farthing	DOUGLAS & BEVERLY ALDERMAN-ch7	7-03-04602	Wick/SJ
	Motion #1: Relief - filed 1/12, d/e # 13, 14		
	Wells Fargo Home Mortgage Inc (Sasser) v. debtors & trustee		

Carroll	DONNA DAVIS-ch7	7-03-04412	Wick/SJ
	Motion #2: Relief - filed 1/12; d/e # 16, 17		
	Greenpoint Credit LLC (Twery) v. debtor & trustee		
	<b><i>-Order of 1/30, d/e # 23 granted relief (agreed); cancels hearing</i></b>		

Snodgrass	JOE & BRENDA PRICE - Ch. 7	7-03-03743	Shortridge/VS
	Motion # 1: Avoid lien [d/e # 15]		
	Debtors v. Beneficial Virginia, Inc. ( )		
	<i>–contd from 1/7 to amend schedules A &amp; B to reflect property upon which seeks to avoid lien</i>		

Lamie JACKSON & LAURA KISER 7-03-00001 Wick/GR  
Motion #3: Relief - filed 12/12; d/e # 53, 54

New Peoples Bank (Hutton) v. debtors & trustee  
Answer filed 12/18; d/e # 55  
*–contd from 1/7 for parties to reconcile pmt records*

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**10:00 A.M. - MISCELLANEOUS**

Hutchinson	ROBERT & LOVINIA SALTZ	7-02-00625	Callahan/SL
	Motion for extension of time to file objection to exemptions or complaints re discharge/dischargeability filed 12/22; d/e # 101, 102		
Fleenor	SHERILL GRIFFIN-ch7	7-03-01678	Shortridge/AF
	Motion to extend deadline to obj to discharge until 4/30/04, filed 12/12; d/e # 29		
	<b><i>Order (agreed) of 12/23, d/e # 30, granted trustee's motion, extending to 4/30</i></b>		
Delafield	ELIZABETH ADAMS-ch7	7-03-04771	Callahan/GR
	Motion #1: Avoid lien - filed 12/22; d/e # 12, 13, (Affidavit,d/e# 14)		
	Debtor v. Citifinancial Inc c/o J B Duvall, Pres		
	<b><i>–Order of 1/23 voiding lien cancels hearing</i></b>		
Copeland	VIRGIL & SHELBY BOLEN - Ch. 7	7-03-04730	Callahan/VS
	Trustee's Motion for Extension of Time to file objection to exemptions, complaints re discharge & dischargeability [d/e # 18, 19]		
Carroll	ANTHONY & STEPHANIE FRENCH - Ch. 7	7-03-04975	Wick/SL
	Motion # 1: Relief–filed 1/6 [d/e # 18]		
	Americredit Financial Services, Inc. (Epps) v. Debtors & Trustee		
	<i>Movant certification filed 1/12; d/e # 20</i>		

***–ORDER (Consent) of 1/22 granted relief***

Fleenor      TRAVIS & TONYA FLEENOR-ch7      7-03-05296      Wick/JJ  
Motion #1: relief - filed 1/7; d/e # 10, 11, 12  
Wachovia Bank (Smith) v debtors & trustee  
***–ORDER of 1/29 (agreed) granted relief***

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**10:00 A.M. - MISCELLANEOUS**

McDaniel      ROGER & MIRIAM ANO-ch7      7-03-03077      Wick/NS  
Motion #3: Relief - filed 1/8; d/e # 46, 47, 48  
Washington Mutual Bank FA (Gershen) v. debtors & trustee

Money      BRENDA QUESENBERRY - Ch. 7      7-03-04927      Wick/NS  
Motion # 1: Relief–filed 1/9 [d/e # 12]; movant’s certification filed 1/9  
Greenpoint Credit, LLC (Twery) v. Debtor & Trustee

Pro Se      ROY & LAVICIE ASBURY - Ch. 7      7-03-04708      Callahan/AF  
Trustee’s Motion to Dismiss Case or Extend Deadline for Objecting to  
Discharge [d/e # 18]

Carmody      JASON VANOVER-ch7      7-03-01792      Shortridge/SJ  
Notice filed 1/12; d/e # 34 : Objections as may be filed to payment to Larry Akers  
for professional services as indicated in pleading (*ord of 8/4 approved employment*)

Hutchinson      SHARON BLANKENSHIP-ch7      7-03-05139      Wick/VS

Motion #1: relief - filed 1/12; d/e # 10, 12  
Bank One NA (Huebschman) v. debtor & trustee  
***-Order (agreed) entered 1/29 granted relief, cancels hearing***

Carroll      JOSEPH & PATTY BELCHER-ch7      7-03-04871      Wick/GR  
Motion #2: Relief - filed 1/13; d/e # 18, 19  
Wells Fargo Home Mortgage (Neyhart) v. debtors & trustee  
*movant's certification filed 1/21; d/e # 20*

F Harman      ELMENA RERPASS-ch7      7-03-04456      Wick/JJ  
Motion **filed 1/28; d/e # 19**, to Quash Garnishment

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**10:00 A.M. - MISCELLANEOUS**

Kendrick      KIMBERLY KINGSLEY-ch7      7-03-05375      Krippend/SL  
Motion #1: relief - filed 1/14; d/e # 10, 11  
Cendant Mortgage Corp (Christine Patterson) v. debtor & trustee  
**-Response of debtor filed 1/28; d/e # 13**

**-Order in transit via Fed-X to withdraw Motion #1 (see fax)**

Via      TIMOTHY & TERESA SHUMATE-ch7      7-03-04760      Callahan/JJ  
Motion #3: Relief - BB&T (R.Hill) ***recused to Judge Krumm by ord of 1/13***

Slavin      MICHELE DEMETRIADES      7-02-04112      Wick/SJ  
Motion # 1: Relief-filed 12/24 [d/e # 50] - *contd from 1/21*  
Vanderbilt Mortgage & Finance, Inc. (Higgs/) v. Debtor & Trustee

**11:00 A.M. - MISCELLANEOUS**

Thompson      FIVE FORTY PARK CORPORATION - Ch. 11      7-03-04746      DIP/JJ  
Motion of DIP to approve sale of Knob Development Stock to William Sturgill and  
George Barnette for \$62,000 w/proceeds to be used to make repairs filed 12/16 [#25,38]  
**OBJ:** Pepsi-Cola Bottling Co Inc of Norton (Copeland) filed 1/5, d/e # 32  
**OBJ:** George & Joseph Hunnicutt (Maxwell) filed 1/6; d/e # 33

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Copeland      BRIAN MITCHELL - Ch. 13      7-01-03831      Widener/GR  
Mod. Plan filed 12/4 [d/e # 126, 127]  
**Obj:** IRS (Eckert) filed 1/14; d/e # 130  
  
Objection of Debtor to Claim #7: USA/IRS - filed 9/24; d/e # 117, contd from 12/3 to

be heard w/mod plan when scheduled

Motion of CitiCapital Commercial Corp (Descher) to compel trustee to release funds or to Convert or Dismiss case d/e # 88, 108, & 111 contd from prior calendars to hear w/mod plan

A/P 7-03-00089: status conf contd from 1/21

Debtor v USA/IRS (Keen) & Citicapital Commercia Corp (Cole)

Snodgrass      MARK & BARBARA WILLIAMS      7-03-00855      Widener/SL  
Mod Plan filed 6/24, d/e # 41, 42 *contd fr 8/20 & 12/3*  
Trustee's Show Cause: Dismiss/Convert filed 6/5; d/e # 36 *contd 7/2, 8/20, 10/22, 12/3*  
**Obj to plan & mot re-convert:** Former Chapter 7 Trustee( Callahan)

& Mot to Reconvert to Ch7 filed 6/5, d/e # 38 , 39  
**Obj:** Commonwealth of Va., Dept. Of Taxation (Miner) [d/e # 50]

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**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Slavin      MILDRED CASSELL      7-03-02029      Widener/SJ  
***Debtor Motion to convert filed 1/14, d/e # 39, & \$15.00 conversion fee paid***

Money      WANDA HINTON      7-03-01503      Widener/VS  
Mod Plan filed 11/14; d/e # 48, 49  
–*contd from 1/7; if amended schedules resolve trustee obj, may conf prior to hrg*  
– ***CONFIRMED by order entered 1/29, cancels hearing***

McDaniel      DONNIE & SALLY HALL - Ch. 13      7-03-02367      Widener/NS  
Amended Plan filed 1/2/04 w/certif of service; d/e # 37  
**Obj.:** Commonwealth of Va./Dept. of Taxation (Miner) [d/e # 19, 25]  
*(IRS obj dismissed by order of 1/8)*

Slavin      JOHN & NORAH YOUNG      7-03-02453      Widener/VS  
Mod Plan filed 12/10; d/e # 35, 36  
Trustee Report, Obj & Showcause contd from prior hearing

Timoney            VIRGIL & SANDRA TILLER            7-03-03816            Widener/JJ  
Mod Plan filed 12/17; d/e # 35, 36

Snodgrass            VERL & JEWEL BROWN            7-03-03837            Widener/NS  
Mod Plan filed 12/10; d/e # 24, 25

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**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Gifford            CONNIE WEAVER            7-03-03858            Widener/AF  
Plan filed 9/10; d/e # 6 *contd from 1/7*

Motion for Valuation of 1994 Destiny Mobile Home; Consecro Finance Servicing  
Corp., creditor [d/e # 14]  
Response of Consecro filed 1/5/04; d/e # 17 (Esposito/Hansen) , *contd from 1/7*

Lamie            HARRY & PATTY NOLLEY            7-03-04097            Widener/NS  
Plan filed 9/25; d/e # 6 *contd from 1/7 re: dispute pmt required to trustee*

Snodgrass            RAYMOND & SHARON MALONE            7-03-04199            Widener/S  
Plan filed 10/3; d/e # 6 - *contd from 1/7 to effect automatic deduct from bk acct of  
Male debtor for pmt to trustee (empl.deduct ord rescinded)*  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 16]

Snodgrass            RICKY & PAMELA BOWERS            7-03-04214            Widener/GR  
*-Amended Plan filed 1/23, d/e # 20, 21, set for conf on 3/3 @ 1:00*

McDaniel      JERRY & BRENDA RUTHERFORD - Ch. 13      7-03-04255      Widener/SL  
Plan filed 10/20; d/e # 11 *contd from 1/7*; d/e # 27  
Trustee's Report, Obj & Show Cause: Dismissal/Conversion [d/e # 16] *contd from 1/7*  
(*Obj of Capital One resolved by Agr Ord filed w/court 1/7; vehicle surrendered*)

Valuation: Americredit Finance Co: 2001 Jeep Cherokee (deficient: incomplete notice)  
D/e # 12; Amended Notice filed 11/3; d/e # 13 *contd from 1/7*

Motion #1: Relief - filed 1/15; d/e # 25, 26  
Capital One Automotive Finance (Epps) v debtors & Trustee  
*Movant certification filed 1/22; d/e # 29*

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**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Hutchinson      JEFFERY & SHARON RUSSELL-ch13      7-03-04247      Widener/NS  
Plan filed 10/6; d/e # 6, 12 *contd from 1/7 ; no \$ rec'd from employer from deduct ord.*  
Trustee Report, Obj & Showcause; dismiss/convert: filed 12/1 d/e # 15

Proctor      JOYCE GILBERT      7-03-04379      Widener/NS  
Mod Plan filed 12/11; d/e # 16, 17  
Trustee Report, Obj & Showcause: Dismiss;convert filed 12/1; d/e # 15 *contd from 1/7*

Farthing      ROSARIO LICITRA      7-03-04451      Widener/GR  
Plan filed 10/20; d/e # 6

McDaniel      BRIAN & WHITNEY MCCracken      7-03-04473      Widener/VS  
Plan filed 10/22; d/e # 6



Trustee Report, Objection and Showcause: Dismiss;convert filed 1/8, d/e # 21  
**Obj:** Highlands Union Bank (Hutton) filed 12/22; d/e # 14

Hendricks NORMA WHITE 7-03-04514 Widener/GR  
–*Mod Plan filed 1/22; set for conf hrg on 3/3 @ 1*  
Trustee Report, Obj & Showcause:Dismiss/convert filed 1/8 d/e # 16

Farthing JAMES & DEBRA LAWSON 7-03-04535 Widener/SL  
–*Mod Plan filed 1/21; d/e # 21, 22, set for conf on 3/17 @ 1*

Valuation: 2001 Chrysler Sebring, DaimlerChrysler Services NA, filed 11/13; d/e # 17

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**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Snodgrass PAULA MEDDERS 7-03-04536 Widener/JJ  
Amended Plan #1 filed 11/28; d/e # 13; c/s d/e # 16

Proctor OLA ASHBY-chl3 7-03-04537 Widener/NS  
Plan filed 10/27; d/e #6  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 1/7; d/e # 16  
–*Motion to convert to Ch 7 filed 1/22 ; deficiency notice entered ref. Pmt of \$15 fee*

Snodgrass TED & CAROLYN BROWN 7-03-04563 Widener/VS  
Plan filed 10/28; d/e # 6

Copeland      ROCKY WALLS      7-03-04576      Widener/JJ  
no plan docketed?  
*–Motion to convert to Ch 7 was filed 1/20 ; case filing fee not paid; deficiency  
notice issued/mailed 1/22; cannot convert until fee pmt recd*

Carmody      KEITH & JOSEPHINE SPAULDING-chl3      7-03-04623      Widener/VS  
Plan filed 11/20; d/e # 11

Valuation: 2001 Ford Taurus: Transouth, filed 11/24; d/e # 15

Valuation: 1995 Ford Aspire: First Community Bank filed 11/24; d/e#16  
*note: is this bank the Saltville subsidiary of BB&T*

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**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Hutchinson      MANUEL & JAMIE MARTINEZ - Ch. 13      7-03-04628      Widener/AF  
Plan filed 10/30; d/e # 6  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 16]

Via      ROBERT & GWENDOLYN ARNOLD      7-03-04689      Widener/AF  
Plan filed 11/3; d/e # 5

Snodgrass      STERLYN LINEBERRY      7-03-04696      Widener/JJ  
Plan filed 11/3, d/e # 5  
*Note: valuation motion scheduled for 2/18 @ 1:00 re: Americredit*

Largen                      STEPHEN & REBECCA KREJCI-chl3                      7-03-04702                      Widener/SJ  
   –**Mod plan filed 1/23; d/e # 20, 21, set for conf hrg 3/17 @ 1:00**  
   **Obj:** Wells Fargo Home Mortgage (Sasser) filed 12/22; d/e # 17  
   *Note: valuation motion scheduled for 2/18 @ 1:00 re: Wachovia Bank*

Snodgrass                      CLAUDE & HAZEL PERRY                      7-03-04733                      Widener/VS  
   Plan filed 11/5; d/e # 5  
   Trustee Report, Objection and Showcause: Dismiss;convert filed 1/8, d/e # 16  
   **Motion to convert to Ch 7 filed 2/2 (without \$15 conversion fee)**

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**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Carmody                      JAMES & MARY MEADOWS                      7-03-04777                      Widener/NS  
   Plan filed 12/10; d/e # 16  
  
   Valuation: 2002 Chevrolet Cavalier: GMAC, filed 12/19; d/e # 17  
  
   Valuation: 2001 Yamaha Four Wheeler: New Peoples Bank, filed 12/19; d/e # 18

Carmody                      CHIQUITA WINFREY - Ch. 13                      7-03-04787                      Widener/NS  
   Plan filed 12/12; d/e # 17  
   **Obj:** IRS (Eckert) filed 1/15; d/e # 21  
   Rural Housing Service/USDept of Agr (Eckert) filed 1/23; d/e # 26  
   DaimlerChrysler Serv ices NA, LLC (Higgs) filed 1/23; d/e # 25  
  
   Debtor's Motion for Valuation of 2000 Chevrolet Cavalier–DaimlerChrysler,  
   Services, creditor [d/e # 18]

Timoney                      GEORGE SMITH - Ch. 13                      7-03-04800                      Widener/SO  
   Plan filed 11/12, d/e # 6  
   Trustee Report, Obj & Showcause: Dismiss/convert, filed 1/8; d/e # 17

Motion #1: Avoid lien - filed 1/7; d/e # 15, 16  
Debtor v. Wytheville Redevelopment & Housing Authority

Order to Showcause: why case should not be dismissed for failure to comply with the 12/2/03 deficiency order , d/e #16

Farthing JAMES & DEBORAH DAVIS - Ch. 13 7-03-04918 Widener/AF  
**--Amended Plan filed 1/14; d/e # 20, 21, conf hrg set 3/3 @ 1:00**  
 Trustee Report, Objection & Show Cause on Dismissal/Conversion [d/e # 17]

## **1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Pro se                      FRED HICKS JR    7-03-04952    Widener/  
no plan filed  
(See also de # 20, order of 1/13 : no right to dismiss w/o notice & hearing)

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Via                      ROBERT HOWARD                      7-03-04961                      Widener/GR  
                                 Plan filed 11/24; d/e # 6

Harman                      RODNEY & PATRICIA REID - Ch. 13                      7-03-04962                      Widener/SJ  
                                 Mod. Plan filed 12/30 w/cert. of serv. [d/e # 12]  
                                 **Obj.:** Bank One (Huebschman) [d/e # 16]

Motion for Valuation of 1995 Grumman Pontoon boat, motor & trailer; Bank One,  
Creditor [d/e # 13]

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**1:00 P. M. - MISCELLANEOUS**

Lamie                      JOHNNY & DONNA SMITH                      7-03-04197                      Widener/NS  
                                 *Note: Plan was confirmed at 1/7 hearing w/modification in pmt to trustee, d/e # 20*  
                                 Trustee Report, Objection and Showcause: Dismiss;convert **filed 1/8; d/e # 21**

**1:30 P. M. - MISCELLANEOUS**

Snodgrass                      DAVID & PAMELA SWORD                      7-03-03842                      Widener/SJ  
                                 Motion #1: relief - filed 1/14; d/e # 27, 28  
                                 First Bank & Trust Co (Hutton) v debtors & trustee

**2:00 P. M. - MISCELLANEOUS**

Via                      NORMAN & RITA TEASTER - Ch. 13                      7-02-01319                      Widener/GR  
                                 Trustee's Motion to Dismiss/Convert to Ch. 7 [d/e # 72]

Debtors' Motion to Incur Debt to use insurance proceeds to purchase substitute

Arey                      CAROLYN SLADE - Ch. 7                      7-03-05056                      Wick/JJ  
Motion # 1: Relief–filed 12/11 [d/e # 10, 11, 12] *contd from 1/7*  
First Community Bank (Feuchtenberger) v. Debtor & Trustee  
(*F.Harman appeared on 1/7 on behalf ex-husband of debtor*)

Snodgrass              JERRY & CAROLYN CHRISLEY                      7-02-04366                      Widener/JJ  
Notice of Hearing on Debtor’s Response to Creditor Notice of Default on  
Mot. #1: Wells Fargo Bank Minnesota (Clarke/Henson) , filed `12/10; d/e # 51, 53, 54, 55  
*-contd from 1/7 ; trustee has \$3800 for pmt on \$4100 arrears amt when confirmation  
ord is final*

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**2:00 P. M. - MISCELLANEOUS**

Hutcinson              JEFFREY & MELISSA SPROLES-ch13                      7-03-03001                      Widener/GR  
Motion #2: Relief - filed 12/15; d/e # 38, 39; movant’s certification filed 12/29;  
Litton Loan Servicing (Kirk McQuiddy) v debtors & trustee  
Answer of Debtors filed 12/24; *contd from 1/7*  
  
***–ORDER of 1/23 modifying stay cancels hearing***

Arey                      JAMES & JOYCE HALL-ch7                      7-03-03302                      Wick/SJ  
Motion #2: relief - filed 10/22; d/e # 19, 22, 23 ; *contd from 11/19 & 1/7*  
Richard A. Forster (Henderson\*) v. JAMES HALL & trustee  
*respondent’s certification filed 10/31; d/e # 24*

Gifford                      JAMES & LOIS WYATT-ch13                      7-01-01301                      Widener/GR  
Trustee Motion to Dismiss or Convert, filed 12/17; d/e # 101 *contd fr 1/7 by o/e 1/14*